

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

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ABBOTT LABORATORIES, an Illinois corporation, )  
FOURNIER INDUSTRIE ET SANTÉ, a French )  
corporation, and LABORATOIRES FOURNIER, S.A., )  
a French corporation, )

Plaintiffs, )

v. )

TEVA PHARMACEUTICALS USA, INC., a Delaware )  
corporation, )

Defendant. )

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TEVA PHARMACEUTICALS USA, INC., a Delaware )  
corporation, TEVA PHARMACEUTICAL )  
INDUSTRIES LTD., an Israeli corporation, and )  
NOVOPHARM, LTD., a Canadian Corporation, )

Counterclaim Plaintiffs, )

v. )

ABBOTT LABORATORIES, an Illinois corporation, )  
FOURNIER INDUSTRIE ET SANTÉ, a French )  
corporation, and LABORATOIRES FOURNIER, S.A., )  
a French corporation, )

Counterclaim Defendants. )

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ABBOTT LABORATORIES, an Illinois corporation, )  
FOURNIER INDUSTRIE ET SANTÉ, a French )  
corporation, and LABORATOIRES FOURNIER, S.A., )  
a French corporation, )

Plaintiffs, )

IMPAX LABORATORIES, INC., a Delaware )  
corporation, )

Defendant. )

C.A. No. 02-1512 (SLR)  
(Consolidated)

C.A. No. 03-120 (SLR)  
(Consolidated)

IMPAX LABORATORIES, INC., a Delaware  
corporation,

Counterclaim Plaintiff,

v.

ABBOTT LABORATORIES, an Illinois corporation,  
FOURNIER INDUSTRIE ET SANTÉ, a French  
corporation, and LABORATOIRES FOURNIER, S.A.,  
a French corporation,

Counterclaim Defendant.

IN RE TRICOR DIRECT PURCHASER  
ANTITRUST LITIGATION

C.A. No. 05-340 (SLR)  
(Consolidated)

THIS DOCUMENT RELATES TO:

ALL ACTIONS

IN RE TRICOR INDIRECT PURCHASER  
ANTITRUST LITIGATION

C.A. No. 05-360 (SLR)  
(Consolidated)

THIS DOCUMENT RELATES TO:

ALL ACTIONS

**RE-NOTICE OF TAKING THE VIDEO-TAPED  
DEPOSITION OF JAMES MCGINITY**

PLEASE TAKE NOTICE that, pursuant to the Federal Rules of Civil Procedure, Plaintiffs/Counterclaim Plaintiffs in the above-referenced actions will take the video-taped deposition upon oral examination of James McGinity. This deposition will occur as follows:

**Date**

February 20, 2008

**Time**

9:00 a.m.

**Place**

Steptoe & Johnson  
1330 Connecticut Avenue, NW  
Washington, DC 20036

The testimony of the witness will be video-taped and will be recorded and transcribed by a court reporter. The deposition will continue from day to day until completed. All counsel are invited to attend and cross-examine.

/s/ Jeffrey S. Goddess

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CVS Pharmacy, Inc. Rite Aid Corporation,  
Rite Aid Hdqtrs. Corp. and American Sales  
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Dated: February 12, 2008